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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	1:01-cr-005256 AWI
	)	
12 Plaintiff,	)	
	)	
13 v.	)	STIPULATION TO CONTINUE
	)	MOTIONS HEARING AND
14 FEDERICO CASTELLANOS-MENDEZ,	)	ORDER THEREON
	)	
15 Defendant.	)	
_____	)	

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17 IT IS HEREBY STIPULATED by and between the parties hereto, and through their  
18 respective counsel, that the status conference hearing currently set for December 19, 2005 may be  
19 continued to **January 30, 2006 at 9:00 a.m.** This request is being made due to the fact that  
20 defense counsel has a trial in a family law matter that conflicts with the status conference as  
21 presently set. That matter, Marriage of Garcia, case number 05-212883, is set to commence  
22 December 19, 2005, at 8:30 a.m., in the Tulare County Superior Court. Additionally, the defense  
23 is in the process of attempting to find a physician to evaluate the defendant regarding his mental  
24 condition which goes to the issue of prejudice as it relates to his Motion to Dismiss for Violation  
25 of the Speedy Trial Act. The parties agree that the delay resulting from the continuance shall be  
26 excluded in the interests of justice, including but not limited to, the need for the period of

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time set forth herein for effective defense preparation and continuity of counsel pursuant to 18 U.S.C. §§ 3161(h)(8)(A), and 3161(h)(8)(B)(i).

Dated: December 13, 2005

McGREGOR W. SCOTT  
United States Attorney

By: /s/ Laurel J. Montoya  
LAUREL J. MONTOYA  
Assistant U.S. Attorney

Dated: December 13, 2005

/s/ David F. Candelaria  
DAVID F. CANDELARIA  
Attorney for the Defendant

ORDER CONTINUING HEARING DATE

IT IS SO ORDERED. The status conference is continued to January 30, 2006 at 9:00 a.m.

Time is excluded in the interests of justice pursuant to 18 U.S.C. §§ 3161(h)(8)(A), and 3161(h)(8)(B)(i).

IT IS SO ORDERED.

**Dated: December 14, 2005**  
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/s/ Anthony W. Ishii  
UNITED STATES DISTRICT JUDGE